

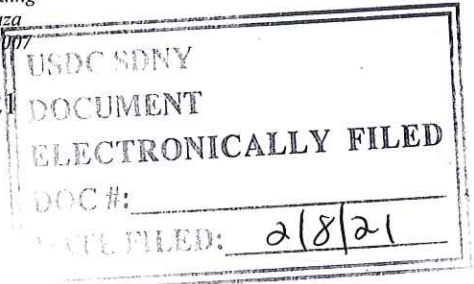


U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

February 5, 2021



By ECF

Hon. Kimba M. Wood
United States District Judge
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007

MEMO ENDORSED

Re: *United States v. Danibel Luis*, 19 Cr. 484 (KMW)

Dear Judge Wood:

The Government writes with the consent of defense counsel to request an adjournment of the sentencing currently scheduled for February 11, 2021, for approximately 30 days, in light of the COVID-19 risks posed by an in-person proceeding. The CARES Act permits video or telephone felony pleas and sentencings only if the district judge finds "for specific reasons that the plea . . . cannot be further delayed without serious harm to the interests of justice." Pub. L. 116-136 § 15002(b)(2)(a) (Mar. 27, 2020). The Government opposes proceeding remotely here, where the defendant has been released on bail and the Government is not aware of any reason in this matter that would be sufficient to proceed remotely under the CARES Act.

Respectfully submitted,

AUDREY STRAUSS
United States Attorney

by: /s/Elizabeth A. Espinosa
Elizabeth A. Espinosa
Assistant United States Attorney
(212) 637-2216

Sentencing is adjourned to
March 23, 2021, at 2:00p.m.
Defendant's Submission is due
by March 9. Government
Submission is due by
March 14.

SO ORDERED: N.Y., N.Y. 2/8/21

Kimba M. Wood

KIMBA M. WOOD
U.S.D.J.